IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

Bail Appl..No. 1528 of 2007()

CRIME NO.68/2007 OF HARIPAD POLICE STATION

PETITIONERS/ACCUSED

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1. KISHORE, AGED 35 YEARS, S/O NANDANAN,
   AISWARYA, PILAPPUZHA SOUTH, HARIPAD,
   KARTHIKAPALLY TALUK, NOW RESIDING AT
   POOKKOOTTUPADEETATHIL, KOCHIKKAL, MAVELIKARA.

2. DEEPTHY ANAND AGED 27 YEARS,
   W/O.KISHORE, DO.

BY ADV. SRI.K.JAISHANKAR

RESPONDENTS: COMPLAINANTS

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1. STATE OF KERALA, REPRESENTED
   BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA AT ERNAKULAM.

2. CIRCLE INSPECTOR OF POLICE,
   HARIPAD POLICE STATION.

BY PUBLIC PROSECUTOR, P.N.SUKUMARAN.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1528 OF 2007 A

Dated this the 14th day of March, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners, who are husband and wife and accused Nos.1 and 3 in Crime No.68/07 of Haripad Police Station for offences punishable under Secs.143, 147, 148, 294(b), 332, 323 and 307 read with section 149 I.P.C. and section 3(1) of the PDPP Act, seek anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. Having regard to the fact that the injuries sustained are comparatively minor injuries though on the Additional Sub Inspector of Police and the further fact that the first petitioner is an Excise Guard in service, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

a. 1st petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

c. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

d. Petitioners shall not commit any offence while on bail.

e. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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